

237.7602

missions or responsibilities, the failure of which would significantly affect DoD's ability to provide vital services or exercise authority, direction, and control.

237.7602 Policy.

(a) Contractors providing services designated as essential contractor services by a requiring activity shall be prepared to continue providing such services, in accordance with the terms and conditions of their contracts, during periods of crisis. As a general rule, the designation of services as essential contractor services will not apply to an entire contract but will apply only to those service functions that have been specifically identified as essential contractor services by the functional commander or equivalent.

(b) Contractors who provide Government-determined essential contractor services shall have a written plan to ensure the continuation of these services in crisis situations. Contracting officers shall consult with a functional manager to assess the sufficiency of the contractor-provided written plan. Contractors will activate such plans only during periods of crisis, as directed by the appropriate functional commander or equivalent.

(c) The contracting officer shall follow the procedures at PGI 207.105(b)(20)(C) in preparing an acquisition plan.

237.7603 Contract clause.

Use the clause at 252.237-7023, Continuation of Essential Contractor Services, in solicitations and contracts for services that are in support of mission-essential functions.

PART 239—ACQUISITION OF INFORMATION TECHNOLOGY

Subpart 239.1—General

Sec.

239.101 Policy.

Subpart 239.70—Exchange or Sale of Information Technology

239.7001 Policy.

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Subpart 239.71—Security and Privacy for Computer Systems

- 239.7100 Scope of subpart.
- 239.7101 Definition.
- 239.7102 Policy and responsibilities.
- 239.7102-1 General.
- 239.7102-2 Compromising emanations—TEM-PEST or other standard.
- 239.7102-3 Information assurance contractor training and certification.
- 239.7103 Contract clauses.

Subpart 239.72—Standards

- 239.7201 Solicitation requirements.

Subpart 239.73 [Reserved]

Subpart 239.74—Telecommunications Services

- 239.7400 Scope.
- 239.7401 Definitions.
- 239.7402 Policy.
- 239.7403-239.7404 [Reserved]
- 239.7405 Delegated authority for telecommunications resources.
- 239.7406 Cost or pricing data and information other than cost or pricing data.
- 239.7407 Type of contract.
- 239.7408 Special construction.
- 239.7408-1 General.
- 239.7408-2 Applicability of construction labor standards for special construction.
- 239.7409 Special assembly.
- 239.7410 Cancellation and termination.
- 239.7411 Contract clauses.

AUTHORITY: 41 U.S.C. 421 and 48 CFR chapter 1.

SOURCE: 56 FR 36429, July 31, 1991, unless otherwise noted.

Subpart 239.1—General

239.101 Policy.

See Subpart 208.74 when acquiring commercial software or software maintenance. See 227.7202 for policy on the acquisition of commercial computer software and commercial computer software documentation.

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